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In re Application of :  
NAYAR et al. :  
Application No.: 10/578,692 :  
PCT No.: PCT/GB04/04740 :  
Int. Filing: 10 November 2004 :  
Priority Date: 10 November 2003 :  
Attorney Docket No.: GJE-7462CXC1 :  
For: DRY RECOMBINANT HUMAN ALPHA :  
1-ANTITRYPSIN FORMULATION :

DECISION ON PETITION

This decision is issued in response to applicants' "Petition to File Application Without Signature of Joint Inventor" which is being treated as a Petition Under 37 CFR 1.47(a)" filed 22 December 2006 and applicant's "Supplemental Communication" filed 26 December 2006. The Supplemental Communication included a declaration executed by all the named inventors.

The petition for status under 37 CFR 1.47(a) is moot since the declaration filed 26 December 2006 with the present communication was executed by the named inventors, the previous non-signing inventors, Philip J. Barr, Philip A. Pemberton, and Ian C. Bathurst. The declaration filed 26 December 2006 is acceptable under 37 CFR 1.497.

For the reasons above, the petition under 37 CFR 1.47(a) is **DISMISSED** as **MOOT**.

The application has an international filing date of 10 November 2004 under 35 U.S.C. 363 and a date of **26 August 2006** under 35 U.S.C. 371(c)(1), (c)(2) and (c)(4).

The application is being returned to the International Division for processing as the U.S. National Stage of the above-identified international application.

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